
IN THE UNITED STATES PATENT AND
TRADEMARK OFFICE

Application Number: 10/812,351
 Filed: May 29, 2004
 Applicant(s): Gary Durack, Jeffrey D. Wallace, Gary P. Vandre, Lon A. Westfall,
 Jeremy T. Hatcher, Niraj V. Nayak,
 Title: System for Analyzing Particles Using Multiple Flow Cytometry Units
 Group Art Unit: 1797
 Examiner: Maureen Wallenhorst
 Assignee: Inguran, LLC
 Attorney Docket: Inguran-Pulse
 Customer No.: 28424
 Confirmation No.: 2698

**REQUEST FOR CONTINUED EXAMINATION
PURSUANT TO 37 C.F.R. § 1.114**

I. INTRODUCTORY REMARKS:

The Applicant hereby submits the following as a Request for Continued Examination pursuant to 37 C.F.R. § 1.114. This submission consists of an amendment and response and is filed in response to the Office Action dated July 23, 2009. A shortened statutory period of 3 months has been set, making a response to this action due on or by October 23, 2009. The Assignee is requesting that this time period be extended for two months to and including December 23, 2009 and has included a Petition for Extension of Time along with the prescribed fee. This Request for Continued Examination is appropriate because:

- i) this request is made prior to payment of the issue fee [37 C.F.R. § 1.114 (a)(1)];
- ii) the application has not been abandoned [37 C.F.R. § 1.114 (a)(2)];
- iii) no notice of appeal has been filed [37 C.F.R. § 1.114 (a)(3)];
- iv) prosecution on the application is closed by either a final action or issuance of a notice of allowance [37 C.F.R. § 1.114 (b)];
- v) this application is not a provisional application [37 C.F.R. § 1.114 (e)(1)];
- vi) this is not a utility patent application filed before June 8, 1995 [37 C.F.R. § 1.114

(e)(2)];

- vii) this application is not an international application filed under 35 U.S.C. § 363 before June 8, 1995 [37 C.F.R. § 1.114 (e)(3)];
- viii) this application is not a design patent application [37 C.F.R. § 1.114 (e)(4)]; and
- ix) this is not a patent under reexamination [37 C.F.R. § 1.114 (e)(5)].

This response is made in accordance with 37 C.F.R. § 1.121 using the format with each heading beginning on a separate page as follows:

Amendments to the Claims begins on page 3 of this reply;

Remarks begins on page 7 of this reply;